

Article - Alcoholic Beverages

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§25–1604.

- (a) This section applies only to Kensington.
- (b) Except as otherwise provided in this section, the Board may issue, renew, approve the transfer of, and otherwise provide for:
 - (1) a 2–day on–sale beer and wine license or a 2–day on–sale beer, wine, and liquor license to a person holding an event between the hours of 10 a.m. to 10:30 p.m. for which the town has issued a permit on property owned or controlled by the town or on private commercially zoned property;
 - (2) beer and wine tasting (BWT) licenses, as provided in § 25–1306 of this title;
 - (3) in accordance with subsection (c) of this section, a Class A–K beer and wine license that authorizes the license holder to sell beer or wine for off–premises consumption;
 - (4) a Class B–K beer and wine license that authorizes the license holder to sell beer or wine at a hotel or restaurant, at the place described in the license, for on– and off–premises consumption;
 - (5) a Class B–K beer, wine, and liquor license that authorizes the license holder to sell beer, wine, and liquor at a hotel or restaurant, at the place described in the license for on– and off–premises consumption;
 - (6) in accordance with § 25–903 of this title, a Class BD–BWL beer, wine, and liquor license;
 - (7) a Class C beer and wine license that authorizes the license holder to sell beer and wine, at the place described in the license, to members of a private social club and guests of members, for on–premises consumption;
 - (8) a Class D–K beer license that authorizes the license holder to sell beer, at the place described in the license, for on– and off–premises consumption;
 - (9) a Class D–K beer and wine license that authorizes the license holder to sell beer and wine, at the place described in the license, for on– and off–premises consumption;

(10) a Class H beer and wine license that authorizes the license holder to sell beer and wine at a hotel or restaurant, at the place described in the license, for on-premises consumption;

(11) in accordance with § 4-1102 of this article, the consumption of wine not purchased from the license holder on a licensed premises;

(12) in accordance with § 4-1103 of this article, the removal of a partially consumed bottle of wine from a licensed premises;

(13) in accordance with § 25-1002 of this title, a beauty salon license;

(14) in accordance with § 25-1005 of this title, a continuing care retirement community license;

(15) in accordance with § 25-1007 of this title, a country club license;

(16) in accordance with § 25-1009 of this title, a fraternal/sororal/service organization license;

(17) in accordance with § 25-1014 of this title, a veterans' organization or club license;

(18) in accordance with § 25-1103 of this title, a refillable container permit for draft beer for Class D-K license; and

(19) in accordance with § 25-1104 of this title, a refillable container permit for wine for Class D-K license.

(c) (1) Subject to paragraph (2) of this subsection, the Board may issue, in aggregate, not more than eight Class A-K (off-sale) beer and wine licenses.

(2) The Board, by majority vote, may issue one additional Class A-K beer and wine license if there is:

(i) a public hearing before the town council; and

(ii) a subsequent request made by the town council.

(3) A Class A-K beer and wine license holder may sell beer and wine for off-premises consumption Monday through Sunday, from 10 a.m. to 10 p.m.

(d) (1) A Class 9 limited distillery license may be issued to a Class B–K beer, wine, and liquor license holder.

(2) Not more than four Class 9 limited distillery licenses, in aggregate, may be issued.

(e) The annual license fee for each class of license is equal to the fee required by the county for a comparable license.

(f) The holder of a Class B–K beer and wine license, a Class B–K beer, wine, and liquor license, or a Class H beer and wine license shall maintain average daily receipts from the sale of food, not including carryout food, of at least 40% of the overall average daily receipts.

(g) The Board may issue, in aggregate, not more than eight licenses from among the following types:

- (1) a Class B–K beer and wine license;
- (2) a Class B–K beer, wine, and liquor license;
- (3) a Class BD–BWL license;
- (4) a Class C beer and wine license;
- (5) a Class D–K beer license;
- (6) a Class D–K beer and wine license; and
- (7) a Class H beer and wine license.

(h) A license holder whose licensed premises is located in the Town of Kensington may not, on a front, rear, side, door, or window of the building of the licensed premises, place a sign or other display that advertises alcoholic beverages in a publicly visible location.

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